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EXAMINER

BROWN, JENNINE M

ART UNIT PAPER NUMBER

1755

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Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Non-compliant Amendment

The amendment filed on 10/18/2004 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 as amended on June 30, 2003 (see 68 Fed. Reg. 38611, June 30, 2003). In order for the amendment to be compliant, correction of the following is required. **Only the section (1.121(h)) of the amendment containing the omission of non-compliant provision must be resubmitted (in its entirety), e.g. the entire "claim listing" section of applicant's amendment must be re-submitted.**

The following item causes the amendment to be non-compliant:

- Applicant has not amended the new claim properly, as any claims added by amendment must be presented in the claim listing with the status identifier "(new)"; the text of the claim must not be underlined. Note the newly added claim is underlined.

Since the non-compliant amendment is a reply to a NON-FINAL OFFICE ACTION, and since the amendment appears to be a bona fide attempt to be a reply (37 CFR 1.121) in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jennine M. Brown whose telephone number is (571) 272-1364. The examiner can normally be reached on M-R 9:30 AM - 7:30 PM; Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dave Sample can be reached on (571) 272-1376. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


DAVID SAMPLE
PRIMARY EXAMINER

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